



**Rule(s) Review Checklist Addendum**  
**(This form must be filled out electronically.)**

**This form is to be used only if the rule(s) was/were previously reviewed, and hasn't/haven't been amended/repealed subsequent to that review.**

All responses should be in **bold** format.

Document Reviewed (include title):

**WAC 458-12-310 "Valuation of Property – Personal Property:**

Date last reviewed: **12/31/00**

Current Reviewer: **Kim M. Qually**

Date current review completed: **8/17/01**

Is this document being reviewed at this time because of a taxpayer or association request?

**YES** ☐ **NO** ☒

Type an "x" in the column that most correctly answers the question, and provide clear, concise, and complete explanations where needed.

**1. Related statutes, ancillary documents, court decisions, BTA decisions, and WTDs:**

<b>YES</b>	<b>NO</b>	
<b>X</b>		Are there any statutory changes subsequent to the previous review of this rule that should be incorporated?
	<b>X</b>	Are there any interpretive statements not identified in the previous review of this rule that should be incorporated? (An Ancillary Document Review Supplement should be completed for each and submitted with this completed form.)
	<b>X</b>	Are there any ancillary documents that should be repealed because the information is currently included in this or another rule, or the information is incorrect or not needed? (An Ancillary Document Review Supplement should be completed for each and submitted with this completed form.)
	<b>X</b>	Are there any Board of Tax Appeal (BTA) decisions, court decisions, or Attorney Generals Opinions (AGOs) subsequent to the previous review of this rule that provide information that should be incorporated into this rule?
	<b>X</b>	Are there any administrative decisions (e.g., Appeals Division decisions (WTDs)) subsequent to the previous review of this rule that provide information that should be incorporated into the rule?
	<b>X</b>	Are there any changes to the recommendations in the previous review of this rule with respect to any of the types of documents noted above? (An Ancillary Document Review Supplement should be completed if any changes are recommended with respect to an interpretive statement.)



If the answer is “yes” to any of the questions above, identify the pertinent document(s) and provide a brief summary of the information that should be incorporated into the document.

**Laws of 2001, c 187, s 15, amended RCW 84.36.477 regarding the exemption for business inventories and expanded the definition of exempt “business inventories”. Sections 16 and 17 of this legislation also amended RCW 84.40.020 and 84.40.030, which deal with the valuation and listing of personal property. To the extent that WAC 458-12-310 is affected by these changes, it will need to be amended.**

**2. Additional information:     None**

**3. LISTING OF DOCUMENTS REVIEWED:**

Statute(s) Implemented:

**RCW 84.36.477 “Business inventories”**

**RCW 84.40.020 “ Assessment date – Average inventory basis may be used – Public inspection of listing, documents, and records”**

**RCW 84.40.030 “ Basis of valuation, assessment, appraisal – One hundred percent of true and fair value – Exceptions – Leasehold estates – Real property –**

**WAC 458-12-085 “ Listing of personalty – Merchants – Personalty –**

Ancillary Documents (i.e., ETAs, PTBs, and ADs):     **None**

Court Decisions:             **None**

Board of Tax Appeals Decisions (BTAs):             **None**

Administrative Decisions (e.g., WTDs):             **None**

Attorney General’s Opinions (AGOs):             **None**

Other Documents:

**Laws of 2001, c 187, s 15, 16, and 17 amended RCW 84.36.477, 84.40.020, and 84.40.030. These statutes are the foundations upon which WAC 458-12-310 is based.**

**RCW 84.36.473 (“Business inventories” and “successor” defined) is repealed in Laws of 2001, c 187, s 30.**



#### 4. Review Recommendation:

☒ **Amend**

☐ **Repeal** (Appropriate when repeal is not conditioned upon another rule-making action.)

☐ **Leave as is** (Appropriate even if the recommendation is to incorporate the current information into another rule.)

☐ **Begin the rule-making process for possible revision.** (Applies only when the Department has received a petition to revise a rule.)

**Explanation of recommendation:** Provide a brief summary of any changes you've identified/recommended earlier in this review document. If this recommendation differs from that of the previous review, explain the basis for this difference. If recommending that the rule be amended, be sure to note whether the basis for the recommendation is to:

- Correct inaccurate tax-reporting information now found in the current rule;
- Incorporate legislation;
- Consolidate information now available in other documents (e.g., ETAs, WTDs, court decisions); or
- Address issues not otherwise addressed in other documents (e.g., ETAs, WTDs, court decisions).

**The previous recommendation was to remove all references to inventory and livestock from this rule. I concur. To the extent that the "trade level concept" is still used in valuing and listing personal property, the rule should reflect this concept. I suggest that the title of the rule be amended. The rule is quite out-of-date and isn't close to reflecting the current state of the law. Amending this rule sooner rather than later is strongly recommended.**

5. Manager action: Date: \_\_\_\_\_

☐ Reviewed and accepted recommendation

Amendment priority:

- ☐ 1  
☐ 2  
☐ 3  
☐ 4